



City of YUMA

**CITY OF YUMA
REGULAR CITY COUNCIL MEETING AGENDA
COUNCIL CHAMBERS – YUMA CITY HALL
ONE CITY PLAZA, YUMA, ARIZONA
WEDNESDAY, OCTOBER 02, 2013
5:30 P.M.**

PLEASE NOTE: THE EXECUTIVE SESSION AGENDA IS ATTACHED AT THE BOTTOM OF THIS AGENDA

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

FINAL CALL for submission of Speaker Request Forms

PRESENTATIONS

I. MOTION CONSENT AGENDA

All items listed on the Motion Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a Councilmember so requests. In which event, the item will be removed from the Motion Consent Agenda and the vote or action will be taken separately.

A. Approval of minutes of the following City Council meeting(s):

7. 1. Regular City Council Meeting

May 15, 2013

17. 2. Regular Worksession June 4, 2013
21. 3. Regular City Council Meeting June 5, 2013

B. Approval of Staff Recommendations:

Page Item

1. Executive Sessions may be held at the next regularly scheduled Special Worksession, Regular Worksession and City Council Meeting for personnel, legal, litigation and real estate matters pursuant to A.R.S. § 38-431.03 Section A (1), (3), (4), and (7). (City Attorney)

30. 2. Temporary Extension of Premises: Da Boyz Italian Cuisine - HOG State Rally

Approve an application for a Temporary Extension of Premises/Patio Liquor License Permit submitted by Christine Adella Gapp, agent for Da Boyz Italian Cuisine LLC dba Da Boyz Italian Cuisine, located at 284 S. Main Street, 1st Floor, Yuma, Arizona, for the HOG State Rally scheduled for October 24-26, 2013. (EP13-06) (City Administration/City Clerk) (Lynda L. Bushong)

32. 3. Special Event Liquor License: Big Bucks Enterprises, LLC - Big Bucks OTL

Approve a Special Event Liquor License application submitted by Justin T. Haile, on behalf of Big Bucks Enterprises, LLC, for the Big Bucks OTL event. The event will be held at Desert Sun Stadium on Ray Kroc Fields 1, 2 & 3, located at 1280 Desert Sun Drive, on Saturday, October 19, 2013 from 8:00 a.m. to 10:00 p.m. (SP13-30) (City Administration/City Clerk) (Lynda L. Bushong)

34. 4. Special Event Liquor License: St. Francis of Assisi Parish - St. Francis 65th Anniversary

Approve a Special Event Liquor License application submitted by Ellen K. Riek, on behalf of the St. Francis of Assisi Parish, for the St. Francis 65th Anniversary event. The event will be held at the St. Francis of Assisi Parish located at 1815 S. 8th Avenue, on Friday, October 4, 2013 from 5:00 p.m. to 10:00 p.m., Saturday, October 5, 2013 from 5:00 p.m. to 10:00 p.m., and Sunday, October 6, 2013 from 12:00 p.m. to 6:00 p.m. (SP13-33) (City Administration/City Clerk) (Lynda L. Bushong)

36. 5. Intergovernmental Agreement: Yuma County Sheriff's Office

Authorize an Intergovernmental Agreement with the Yuma County Sheriff's Department for the use of the City of Yuma Public Safety Training Facility. (Police/Administration) (John Lekan)

SUGGESTED MOTION: To approve the MOTION CONSENT AGENDA as recommended:

M/_____ S/_____ VV/_____

II. RESOLUTION CONSENT AGENDA

All items listed on the Resolution Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Resolution Consent Agenda and the vote or action will be taken separately.

46. A. Resolution R2013-38 Development Agreement: Yuma Regional Medical Center and Yuma County Hospital District No. 1

Authorize a Development Agreement with Yuma Regional Medical Center and Yuma County Hospital District No. 1 for improvements near the southwestern corner of 24th Street and Avenue A. (City Administration/CIP Administration) (Joel Olea)

SUGGESTED MOTION: To adopt the RESOLUTION CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

III. ADOPTION OF ORDINANCES CONSENT AGENDA

All items listed on the Ordinances Consent Agenda will be considered and enacted with one motion. There will be no separate discussion of these items unless a City Councilmember so requests or a Speaker Request Form has been submitted. In which event, the item will be removed from the Ordinance Consent Agenda and the vote or action will be taken separately.

143. A. Ordinance O2013-51 Rezoning of Properties: 217 and 221 W. 12th Street, 1201 and 1230 S. 2nd Avenue

Rezone four adjacent properties from the Low Density Residential (R-1-6) and Light Industrial (L-I) Districts to the High Density Residential (R-3) District. (ZONE-3917-2013) (Community Development/Community Planning) (Laurie Lineberry)

159. B. Ordinance O2013-52 Real Property and Right-of-Way Exchange, Acquisition and Conveyance: Yuma Regional Medical Center and Hospital District No. 1

Authorize the exchange of a portion of Smucker Park property for additional 24th Street and Avenue A rights-of-way and the granting and acquisition of certain transportation and utility easements with Yuma Regional Medical Center and Hospital District No.1, Yuma County. (City Administration/Right-of-Way) (Joel Olea)

SUGGESTED MOTION: To adopt the ORDINANCES CONSENT AGENDA as recommended:

M/_____ S/_____ RV/_____

IV. INTRODUCTION OF ORDINANCES

The following ordinance(s) is presented to the City Council for introduction. No vote or action by the City Council is necessary. However, the City Council may, at its option, vote or take action where appropriate. Ordinances given introduction are generally presented to the City Council for adoption at the next Regular City Council meeting.

174. A. Ordinance O2013-53 Correct Scrivener's Error: Ordinance No. O2013-26

Approve an amendment to Ordinance No. O2013-26 to correct a scrivener's error by substituting the correct reference to the Penalty section within Exhibit A. (Fire/Community Risk Reduction) (Jack McArthur)

177. B. Ordinance O2013-54 Correct Scrivener's Error: Ordinance No.O2013-11

Approve an amendment to Ordinance No. O2013-11, the 2012 International Residential Code, to correct a scrivener's error of an incomplete Table. (Community Development/Building Safety) (Laurie Lineberry)

V. PUBLIC HEARINGS & RELATED ACTIONS

There are no public hearings scheduled at this time.

VI. ANNOUNCEMENTS AND SCHEDULING

Discussion and possible action on the following items:

1. Announcements:

- City Council report on meetings/events attended – City Council report on issues discussed in meetings/events attended by a City Council representative in their official capacity as the City's representative during the period of September 19, 2013 through October 2, 2013. City Council questions regarding the update must be limited solely for clarification purposes. If further discussion is warranted, the issue will be added to a future agenda for a detailed briefing.
- City Council report of upcoming meetings.
- City Council request for agenda items to be placed on future agendas.

2. Scheduling: Motion to schedule future City Council meetings pursuant to Arizona Revised Statutes Section 38-431.02 and the Yuma City Code, Chapter 30.

VII. SUMMARY OF CURRENT EVENTS

This is the City Administrator's opportunity to give notice to the City Council of current events impacting the City. Comments are intended to be informational only and no discussion, deliberation or decision will occur on this item.

VIII. CALL TO THE PUBLIC

Members of the public may address the City Council on matters that are not listed on the City Council agenda. The City Council cannot discuss or take legal action on any matter raised unless it is properly noticed for discussion and legal action. At the conclusion of the Call to the Public, individual members of the City Council may respond to criticism made by those who have addressed the City Council, may ask staff to review a matter or may ask that a matter be placed on a future agenda. All City Council meetings are recorded and videotaped.

IX. EXECUTIVE SESSION

An Executive Session may be called during the public meeting for the purpose of receiving legal advice for items on this agenda pursuant to A.R.S. Section 38-431.03 A (3 and/or 4) and the following items:

There are no items scheduled at this time.

ADJOURNMENT

In accordance with the Americans with Disabilities Act (ADA) and Section 504 of the Rehabilitation Act of 1973 the City of Yuma does not discriminate on the basis of disability in the admission of or access to, or treatment or employment in, its programs, activities, or services. For information regarding rights and provisions of the ADA or Section 504, or to request reasonable accommodations for participation in City programs, activities, or services contact: ADA/Section 504 Coordinator, City of Yuma Human Resources Department, One City Plaza, Yuma, Arizona 85364-1436; (928) 373-5125 or TTY (928) 373-5149.